

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Kenneth Patton,

Petitioner

v.

Nevada Board of Parole Commissioners,
et al.,

Respondents

Case No. 2:19-cv-00521-JAD-NJK

Order Summarily Dismissing Action

This action was initiated by Kenneth Patton, a prisoner at Nevada's Ely State Prison. Patton filed a "Petition for Writ of Mandamus."¹ I summarily dismiss this action because Patton has not paid a filing fee or applied to proceed *in forma pauperis*, because mandamus relief is unavailable in this court as a remedy in state parole proceedings, because Patton's petition is not on a proper form for a habeas corpus petition,² and because Patton's petition fails to state any claim on which relief could possibly be granted in any form of action.

IT IS THEREFORE ORDERED that this action is DISMISSED.

IT IS FURTHER ORDERED that the petitioner is denied a certificate of appealability because reasonable jurists would not find this order to be debatable.

IT IS FURTHER ORDERED that the Clerk of the Court is directed to ENTER JUDGMENT accordingly and CLOSE THIS CASE.

Dated: April 11, 2019

U.S. District Judge Jennifer A. Dorsey

¹ ECF No. 2.

² See Rule 2(d), Rules Governing Section 2254 Cases in the United States District Courts; LSR 3-1.